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Twenty-fourth report of the Secretary-General pursuant to paragraph 14 of resolution 1284 (1999)

I. Introduction

1. The present report is submitted pursuant to paragraph 14 of Security Council resolution 1284 (1999), in which the Council requested me to report every four months on the compliance by Iraq with its obligations regarding the repatriation or return of all Kuwaiti and third-country nationals or their remains and every six months on the return of all Kuwaiti property, including archives, seized by Iraq.

2. Since June 2006 the frequency of reports on the compliance by Iraq with its obligations regarding the repatriation or return of all Kuwaiti and third-country nationals or their remains has been reduced from every four months to every six months (see S/2006/468 and S/2006/469).

3. My twenty-third report (S/2006/948) was submitted in December 2006. The present report covers both issues — the compliance by Iraq with its obligations regarding the repatriation or return of all Kuwaiti and third-country nationals or their remains and the return of all Kuwaiti property, including archives, seized by Iraq.

II. Background

4. Issues covered in this report remained on the agenda of the meetings of the League of Arab States and the Gulf Cooperation Council. At its nineteenth session at the summit level, held at Riyadh on 28 and 29 March 2007, the Council of the League of Arab States reiterated its condemnation of the grave violations of human rights that occurred during the occupation of the State of Kuwait and the expunging of the facts relating to Kuwaiti and other prisoners and missing persons, the remains of a number of whom had been found in mass graves. It expressed deep condolences to the families of the victims whose remains had been identified and concern for the ordeal of those whose whereabouts remained unknown. It demanded that all efforts be made to discover the fate of all of the Kuwaiti and other prisoners and missing persons.

5. At its twenty-seventh session, held at Riyadh on 9 and 10 December 2006, the Supreme Council of the Gulf Cooperation Council urged the United Nations to continue its efforts to resolve the outstanding issues of the Kuwaiti national archives

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and the determination of the fate of remaining prisoners and missing persons of Kuwaiti and other nationalities.

III. Recent activities with regard to the repatriation and return of all Kuwaiti and third-country nationals or their remains

6. From 7 to 9 May 2007, the High-level Coordinator visited Kuwait, where he was received by the Deputy Prime Minister and Minister for Foreign Affairs, Sheikh Mohammad al-Sabah al Salem al-Sabah, and had meetings with members of the Kuwaiti National Committee for Missing Persons and Prisoners of War Affairs, the Head of Kuwait Airways Corporation, and other officials.

7. On behalf of the Kuwaiti people, the Deputy Prime Minister and Minister for Foreign Affairs expressed appreciation to Ambassador Vorontsov for his coordination activities. He valued the continued attention of the Security Council to the humanitarian issue of uncovering the fate of all Kuwaiti prisoners of war and third-country nationals. Kuwait is determined to continue the search for prisoners and/or their human remains. The Coordinator assured his interlocutor that he would continue his facilitation in order to bring the issues of missing Kuwaiti and third-country nationals as well as the national archives to a satisfactory conclusion.

8. The Kuwaiti National Committee advised the High-level Coordinator that three new names had been added to the list of those whose remains have been identified. Their total number has now reached 233. These persons are listed in the annex to the present report. The identifications were based on the skeleton material brought to Kuwait in 2004. Since that time, because of the security situation in Iraq, the Kuwaiti assessment and exhumation teams have been unable to conduct their work there.

9. While efforts to identify the mortal remains continue, Kuwait has informed the International Committee of the Red Cross (ICRC) that it will be returning about 40 sets of human remains to Iraq because the test results produced inconclusive results. The human remains will be returned with DNA profiles and other gathered information which may help Iraq to identify its nationals who lay in mass graves.

10. The plan of action aimed at resuming field operations under the present conditions in Iraq that was adopted at the 29th meeting of the Tripartite Commission, held at Geneva in November 2006 (see S/2006/948) is being implemented. Ambassador Vorontsov was told that Kuwait appreciates the efforts being made to that end by the United States of America and other members of the Tripartite Commission. Kuwait looks forward to receiving from the United States the satellite imagery of several grave sites in Iraq which should help to establish with greater precision the coordinates of those sites and allow the preparation of field missions.

11. The Iraqi authorities have been helpful and forthcoming. Iraq has presented information with regard to several new grave sites and has been making efforts to find and contact witnesses who may know the location of mass graves where Kuwaiti detainees and third-country nationals are buried. It is understood that under the security conditions prevailing in Iraq an additional effort is needed to persuade witnesses to come forward and help in this humanitarian endeavour.

12. Ambassador Vorontsov was briefed on the 53rd meeting of the Technical Subcommittee of the Tripartite Commission, held on 20 February 2007. The meeting was attended by representatives of France, Iraq, Kuwait, Saudi Arabia and the United States of America and ICRC.

13. The case of the missing American serviceman, Captain Michael Scott Speicher, remains open. The United States is resolved to continue searching for him. The issue has been addressed at the meetings of the Tripartite Commission.

IV. Recent activities with regard to the return of Kuwaiti property

14. There has been no progress with regard to the return of the Kuwaiti national archives — the official records of the country, in particular documents belonging to the offices of the Amiri Diwan, the Council of Ministers and the Ministry of Foreign Affairs. Kuwaiti officials at the highest level have expressed concern that the whereabouts of these documents remain unknown.

15. More than four years have passed since the fall of Saddam Hussein's regime, when access was apparently gained to all areas where the seized documents could possibly be located. In his contacts the High-level Coordinator has called on all parties to intensify the search for the archives. Interviews with those Iraqi officials who may still be in the custody of the United States or the multinational force could prove helpful.

16. In another development, in a follow-up to the letter received from the Permanent Representative of Kuwait (see S/2006/948, para. 19), the High-level Coordinator suggested in January 2007 that a joint Kuwait-Iraq mission under his auspices visit Jordan to (a) ascertain the presence of Kuwait Airways Corporation (KAC) spare parts on board the Iraqi aircraft, (b) compile the list of found spare parts, and (c) agree on the date of the handover. By that time, the Permanent Mission of Jordan to the United Nations had confirmed that the six Iraqi aircraft were indeed stationed at Queen Alia International Airport in Amman. The Jordanian authorities had contacted Iraqi Airways Company and allowed it to take charge of the aircraft after the lifting of United Nations sanctions on Iraq. According to the Civil Aviation Authority of Jordan, the six aircraft were "worn out and inoperative".

17. With the concurrence of the Governments of Iraq, Kuwait and Jordan, the High-level Coordinator led a joint Kuwait-Iraq mission to Jordan from 13 to 15 May. Both the Kuwaiti and Iraqi teams consisted of several engineers, representatives of the Ministry of Foreign Affairs and legal experts. The Jordanian authorities fully cooperated with the mission, providing access to the airport tarmac and transportation to and from the airport.

18. The mission inspected the luggage compartments and passenger cabins of four Boeing 727 and two Boeing 707 aircraft belonging to Iraqi Airways Company which, according to the Civil Aviation Authority of Jordan, arrived at Queen Alia International Airport in January, May and June 1991. The visual inspection found no spare parts belonging to KAC. No logbooks, which normally reflect changes in the components of the aircraft, were present either.

19. The Kuwaiti team provided Ambassador Vorontsov with documents that indicated that some KAC spare parts had been fitted on Iraqi aircraft. With the permission of the Iraqi team, the Kuwaiti engineers checked the Iraqi aircraft for installed KAC spare parts. By the time of the High-level Coordinator's departure no such items were discovered.

V. Observations

20. I welcome the essentially humanitarian process set in motion by paragraph 14 of Security Council resolution 1284 (1999). Kuwait's commitment to clarifying the fate of all missing persons regardless of their nationalities deserves respect. A total of 233 mortal remains have so far been identified.

21. I strongly condemn the killing of Kuwaiti and third-country nationals by the previous Iraqi regime. The execution of Kuwaiti civilians and a decade-long cover-up of the truth constitute a grave violation of human rights and international humanitarian law. I call on the Government of Iraq to ensure that those responsible for these despicable crimes are brought to justice. I take this opportunity to offer my sincere condolences to the families of the Kuwaiti and third-country nationals who are now facing the grim truth about the fate of their loved ones.

22. I have taken note of the fact that serious security challenges confront continued searches for the Kuwaiti detainees and third-country nationals or their remains in Iraq. In that connection, I understand that the plan of action adopted by the Tripartite Commission provides an avenue for the continuation of work and resumption of field operations, as many people are still unaccounted for. It provides reason for guarded optimism and hope. The implementation of the plan depends on the practical inputs of all concerned and I strongly encourage their cooperation.

23. The Tripartite Commission remains a primary mechanism for dealing with the issue of persons missing since the 1990/91 Gulf war. The continued fruitful cooperation of all its members is a guarantee that hopes of achieving positive results in settling this long-standing humanitarian issue will be fulfilled. Iraq's practical activities to that end are commendable. I am grateful to the International Committee of the Red Cross for its diligent endeavours in this regard. I value the trust Kuwait and its people have put in the efforts of Ambassador Vorontsov.

24. I am greatly concerned about the lack of progress with regard to finding and returning the Kuwaiti archives. I call on all parties with knowledge of the whereabouts of these important documents or their fate to come forward and share information.

25. The recent joint mission of Kuwaiti and Iraqi experts to Jordan is another example of continued efforts aimed at returning Kuwaiti property. I am convinced that the Kuwaiti and Iraqi representatives will arrive at constructive arrangements to bring this issue to a conclusion. I would like to express my gratitude to the Government of Jordan for its assistance to all parties concerned.

Annex

Names of Kuwaiti and third-country nationals whose remains have been identified

1. Saad Meshal Aswad Salamah Al-Enezi
2. Ahmed Abdullah Abdulrasul Al-Ghallaf
3. Saleh Ali Said Al-Hayani
4. Enam Said Ahmad Said Ismail Al-Edan
5. Abdullatif Hussein Al-Waheb
6. Naser Hussein Omaran Al-Enezi
7. Mahmoud Sayed Reda Sayed Hasan
8. Faihan Mohammad Laili Al-Mutairi
9. Nasser Sherif Fahed Al-Khaldi
10. Daad Omar Al-Hariri (Lebanese)
11. Jassem Hamid Abdallah Al-Samak
12. Safah Ibjad Aloush Al-Mutairi
13. Lafi Faihan Mohammad Laili Al-Mutairi
14. Abdul Rahman Saad Marzook Al-Otaibi
15. Mohammed Gazai Saad Ali Al-Mutairi
16. Farhan Harbi Saket Al-Dhafiri
17. Obaid Falah Husaini Al-Mutairi
18. Hamad Mohammad Ghuneim Al-Ajami
19. Taleb Amin Jassem Saleh
20. Fahed Sulayman Aswad Al-Enezi
21. Fahed Akil Rakan Al-Zufayri (Saudi)
22. Misfir Mhana Misfir Al-Sharifa Al-Hayani
23. Nasser Ayed Duhayran Al-Oteibi
24. Mohammad Nasser Sharid Al-Ajami
25. Assal Turki Kusayman Al-Ajami
26. Abdallah Sulayman Abdallah Al-Amir
27. Abdulaziz Yussef Abdulaziz Alyamani
28. Amer Deydan Ali Al-Ajami
29. Sobhi Khalil Nousouhi Haydar (Lebanese)
30. Raja Hamud Saleh Al-Sahli

31. Khaled Saleh Al-Tuwaygeri
32. Adel Fahed Hamad Al-Hamad
33. Fahed Khalifa Jadlan Al-Mutayri
34. Salem Obeid Abdallah Al-Mutayri
35. Shojah Madi Omar Al-Ajami
36. Habib Saleh Al-Zaqah
37. Ali Abdallah Ali Al-Duwaysan
38. Maayuf Jaber Sahud Al-Harbi
39. Yaccoub Yussef Bader Al-Ustaz
40. Mansour Tulayhan Samar Al-Mutayri
41. Hamad Humaydi Ghazi Al-Otaibi
42. Mohsen Mohammad Mohsen Al-Ajami
43. Rajeh Zeyab Bedah Nahar Al-Mutayri
44. Mansour Faleh Nasser Al-Thaqeb
45. Ahmad Mahmoud Al-Hattab (Egyptian)
46. Jaber Helal Shedid Al-Shemary
47. Falah Naser Saad Guniman Al-Mutayri
48. Jatly Mohammad Mejaed Al-Mutayri
49. Husain Salem Faza Al-Shamry
50. Khalifa Trak Suliman Al-Shamry
51. Adel Faleh Satam Al-Fadly
52. Adnan Mohamad Bahbahani
53. Tareq Falah Alaeban Al-Shamry
54. Hamoud Nafel Saeid Al-Harshany
55. Nabil Ali Ramadan Bushehry
56. Mutlaq Ali Salman Al-Adwani
57. Waleed Saad Mubarak Al-Asaf
58. Abdulah Fares Ayed Al-Shamry
59. Bader Nahar Mefrij Al-Mutayri
60. Matar Saket Mater Al-Mayai Al-Anezi
61. Waleed Ayoub Ismail Bander
62. Helal Saleh Malis Al-Mutayri
63. Abdulaziz Abdullalif Abdulaziz Al-Kharaz
64. Mubarak Saleh Herzan Malis Al-Mutayri

65. Hamoud Ebrahim Harfan Al-Sahly
66. Saad Murshid Jasir Al-Barazi
67. Raeid Abdulla Khalil Burashid
68. Saleh Hamoud Mansour Hamoud
69. Abdulmehdi Mehdi Ali Tahir
70. Hussam Mohammad Abdulmohsen Al-Oseimi
71. Abdalla Al-Oweyhan
72. Hussein Mohammad Jomah
73. Hassan Abdulmohsen Al-Ali
74. Mohammad Makboul Al-Otaibi
75. Ali Hassan Awad Al-Azmi
76. Hamoud Nassir Baanoun El-Enezi
77. Khalaf Akil Ali Al-Dhafiri
78. Saad Bashir Mubarak Al-Rashidi
79. Mohammad Rashid Nabi Al-Duwaila
80. Nawaf Abdulla Farraj Al-Mutairi
81. Saleh Mathal Jasser Al-Mutairi
82. Mohammad Ahmad Shaher Al-Sharifi
83. Abdulla Deydan Kazar Al-Dhafiri
84. Maged Jaber Fyhan El-Enezi
85. Tarek Mohammad El-Qahtany
86. Meshal Jazza El-Enezi
87. Fawzy Ali Ebrahim Al-Mulla
88. Saleh Naser Al-Khenah
89. Esam Yaccoub Saadallah
90. Meshal Yussef Ali Reda
91. Hany Ahmed Al-Musilikh
92. Ahmed Ali Al-Kandary (Iranian)
93. Abdulaziz Ali Mohammad Al-Khanini
94. Fauzi Ebrahim Abdullatif Al-Abed Al-Jalil
95. Mohammad Naeif Muthri Al-Shamry
96. Jamal Mubarak Muwanas Al-Muwanas
97. Salah Jassem Mandani Qassem Ghullam
98. Abdullah Shafi Hafiz Al-Shagban Al-Ajami

99. Qadir Abdulrahman Jassem Mustafa
100. Ismail Ebrahim Mohammad A. Al-Kandary
101. Yacoub Hussein Ali Akbar
102. Mohammad Ali Saleh Al-Zaqah
103. Ahmad Abdulla Mustafa Hadi
104. Waleed Feiruz Yaqout Al-Manea
105. Mohammad Ahmad Mohammad Al-Rashed
106. Saoud Abdulaziz Furaih Al-Kouh
107. Khaled Abdulaziz Furaih Al-Kouh
108. Ali Mohammad Ali Salem
109. Adnan Feiruz Yacout Al-Manea
110. Fahed Ali Kamikh Al-Dehani
111. Hani Feiruz Yacout Al-Manea
112. Mohammad Mutlaq Rumeih Al-Bathali
113. Hamad Muajeb Saad Al-Ajmi
114. Mutlaq Abdallah Mutlaq Al-Hajr Al-Mutairi
115. Zakaria Abdulqader Mohammad Al-Qaderi
116. Ahmad Saleh Aboud Al-Enezi
117. Ajmi Awajah Rashid Al-Rashidi
118. Shaker Abdallah Mohammad Al-Jedi
119. Nabil Mohammad Hassan Al-Sharaf
120. Hamoud Marzook Thamer Al-Fadly
121. Khaled Hussein Aoun Al-Atiyah
122. Maysam Rawdan Adnan Jodah Al-Shamry
123. Mohammad Hamoud Ayed Al-Aqail
124. Mohammad Jassem Khalf Al-Thanian
125. Mohammad Mrzook Mohammad Al-Mrzook
126. Mutlaq Abdul Rahman Mutlaq Al-Khalidi
127. Housain Mohammad Hosain Adab
128. Talal Hadi Al-Otaibi
129. Khaled Nasser Fahd Al-Ajami
130. Abdul Razzaq Abdullah Mubarak Al-Fawzan
131. Ali Husain Naserallah Boshahryary (Iranian)
132. Saoud Manea Mohammad Tahous

133. Khaled Ahmed Mohammad Al-Rashed
134. Hamoud Muhareb Ali Al-Shamry
135. Abdullah Fahm Moatesh Al-Mutairi
136. Srour Falah Srour Al-Rashaidi
137. Abdallah Wali Hizam Al-Shamry (non-Kuwaiti)
138. Nasser Fahed Mohammad Al-Ajami
139. Fahed Wali Hizam Al-Shamry (non-Kuwaiti)
140. Mohammad Faleh Abboud Al-Enezi
141. Faisal Ghali Ashwi Al-Dhafiri
142. Nasser Ali Nasser Al-Ajami
143. Nawaf Hamad Hussein Al-Ajami
144. Khaled Nasser Khaled Al-Subaii
145. Alnouri Khalaf Kuwayan Al-Dhafiri (Saudi)
146. Mansour Awad Mansour Al-Ajami
147. Fahed Alhailam Musmar Al-Dhafiri
148. Jamal Abbas Ghaloum Hussein
149. Abdulkarim Ali Khaled Mohammad
150. Mousa Ebrahim Suleiman Al-Khalifi
151. Abdulaziz Ebrahim S. Al-Badyawi (Saudi)
152. Abdulrazaq Dakhil Abdulrazaq Al-Tawalah
153. Hamad Mubarak Salem Al-Hajri
154. Khaled Ahmad Mubarak Al-Sharhan
155. Mohammad Serhan Aswad El-Enezi
156. Fahed Bashir Mubarak Al-Rashidi
157. Ahmad Abdulla Ahmad Al-Kandari
158. Dhafir Abdulhadi Dhafir Al-Rashidi
159. Hamdan Hamoud Ghazi Al-Otaibi
160. Mansour Faleh Nasser Al-Ajmi
161. Salah Ali Murshid Al-Rashidi
162. Meshal Obeid Hamdan Al-Otaibi
163. Hamoud Mohwis Saoud Al-Saidi
164. Mohammad Nasser Hazzah Al-Otaibi
165. Abdullah Salem Salem Gheith
166. Fahed Mohammad Abdulla Al-Khalidi

167. **Faisal Zaid Sulaiman Al-Ajeel**
168. **Husam Ahmad Mohammad Al-Sayafi**
169. **Salah Abdulla Abdulrahman Al-Majid**
170. **Mohammad Ali Abdulla Burhameh**
171. **Nasser Mudaf Ahmad Khalfan**
172. **Safi Maatouk Aman Al-Felaij**
173. **Khaled Nouri Sulaiman Al-Qanai**
174. **Imad Yussef Saad Al-Rashid**
175. **Ahmad Hussein Bakr Al-Asfour**
176. **Ahmad Abdulrahman Abdulmohsen Al-Rifai**
177. **Khaled Ahmad Issa Matar**
178. **Ali Abdullatif Abdallah Al-Asfour**
179. **Imad Abdulwahab Hussein Al-Roumi**
180. **Sami Khalifa Ebrahim Al-Rashed**
181. **Esam Abdulwahab Hussein Al-Roumi**
182. **Salah Khalifa Abdalla Al-Derbas**
183. **Faisal Ahmad Hussein Al-Qattan**
184. **Jamal Abdul Hamid Essa Al-Attar**
185. **Mustafa Abdul Hamid Matar Al-Shatti**
186. **Shaheen Ahmad Majid Al-Shaheen**
187. **Fahed Ahmad Majid Al-Shaheen**
188. **Khaled Marzooq Zaid Al-Mutayri**
189. **Meshal Ahmad Thenian Al-Musailem**
190. **Ali Zaal Awad Al-Zufayri (Saudi)**
191. **Abdallah Rahed Ahmad Al-Yacoub**
192. **Mohammad Naeif Abdallah Al-Enezi**
193. **Bader Abdallah Ahmad Al-Sharqawi**
194. **Mahmoud Naeif Abdallah Al-Enezi**
195. **Khaled Abdullatif Abdallah Al-Mari**
196. **Mohammad Yousef Said Albaloushi (Omani)**
197. **Hussein Abdel Amir Ali Mohammad (Iranian)**
198. **Fahed Ahmad Abdulmohsen Al-Abdulkarim**
199. **Rashed Zayed Mutlaq Al-Duwailah**
200. **Adel Ahmad Abdulaziz Al-Raqim**

201. Rashid Mazeid Said Al-Mutairi
202. Abdulla Abdullatif Abdulla Al-Asfour
203. Waleed Hamad Al-Fahed Al-Hamad
204. Mohammad Abed Ridha Abbas Ghaloum
205. Samir Jasem Mahmoud Al-Saffar
206. Aref Ebrahim Youssef Al-Dhowaihi (Saudi)
207. Najim Taleq Saoud Al-Muweizri
208. Nasser Hazaa Zaid Alwaalan Al-Mutairi
209. Nasser Sulaiman Farah Al-Shamry
210. Hassan AbdulAziz Qumir Abdullah
211. Khaled Jassem Hamd Al-Derbas Al-Zaabi
212. Shehab Ahmed Shaker Ali
213. Mousa AbdulRidha Abbas Ghaloum
214. Madi Hameed Obaid Al-Mutairi
215. Zaid Saadi Zaid Al-Shamry
216. Hassan Guloum Hassan Sakkin
217. Hussein Abdullah Ahmed Al-Ghallaf
218. Salah Ali Saad Al-Khouder
219. Salah Abdullatif Farhan Al-Doukhi
220. Sayed Mohammad Sayed Ali Musalam
221. Abdul Amir Hussein Ahmad Al-Qattan
222. Adnan Safar Maarafi Maarafi
223. Mohammad Sayed Ali Hamza
224. Muwanas Mubarak Muwanas Al-Muwanas
225. Adel Ebrahim Mohammad Al-Murayshed
226. Murshed Julaydan Mohammad Al-Hamad
227. Khaled Hazzah Hamad Al-Fahed al-Hamad
228. Fayed Mohammad Ali Al-Ayadhi
229. Khalid Yousef Abdullah Essa
230. Khalifa Abdullah Fahad Al-Enezi
231. Jassem Mohammad Hamad Al-Fawzan
232. Khaled Mohammad Farag Al-Shamri
233. Yussef Mohammad Hamad Al-Fawzan